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**BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF CALIFORNIA**

Application of Pacific Gas and Electric
Company To Revise Its Electric Marginal
Costs, Revenue Allocation, and Rate Design

U 39 M

Application No. 04-06-024

**PETITION FOR MODIFICATION OF D.05-11-005 TO
TEMPORARILY REOPEN RATE SCHEDULES E-7 AND EL-7**

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NETWORK

Dated: November 22, 2006

**BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF CALIFORNIA**

Application of Pacific Gas and Electric
Company To Revise Its Electric Marginal
Costs, Revenue Allocation, and Rate Design

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**PETITION FOR MODIFICATION OF D.05-11-005 TO
TEMPORARILY REOPEN RATE SCHEDULES E-7 AND EL-7**

Pursuant to Rule 16.4 of the Rules of Practice and Procedure of the California Public Utilities Commission (Commission), Pacific Gas and Electric Company (PG&E), The Utility Reform Network (TURN), California Solar Energy Industries Association (CAL SEIA), Vote Solar, and PV Now (collectively, the Joint Petitioners) respectfully seek modification of Decision (D.) 05-11-005, which directed PG&E to close Rate Schedule E-7 (Residential Time-of-Use Schedule) to new customers. For the reasons stated below, the Joint Petitioners request that the Commission authorize PG&E to reopen Rate Schedules E-7 and EL-7 to up to 5,000 new solar customers, subject to certain conditions described below, until such time as the Commission renders a final decision in Phase 2 of PG&E's pending 2007 General Rate Case (GRC) (A.06-03-005). Joint Petitioners request that the Commission act expeditiously on this Petition to allow Schedules E-7 and EL-7 to be reopened effective January 1, 2007.

The Joint Petitioners have discussed this matter with representatives of the Division of Ratepayer Advocates (DRA), who have indicated that they do not oppose the relief requested.

I. PROCEDURAL BACKGROUND

In Phase 2 of PG&E's 2003 GRC (A.04-06-024), PG&E, DRA, and TURN entered into a residential rate design settlement. Among other things, the parties to the settlement agreed that PG&E's existing time-of-use (TOU) rates would be closed and new revenue-neutral TOU rates would be opened as of May 1, 2006. The revenue-neutral TOU rate schedules replacing the

then-existing TOU rates are Schedules E-6 and EL-6. (*See* D.05-11-005, p. 9; *see also id.* Appendix C.) The Commission adopted the residential rate design settlement in D.05-11-005.

PG&E filed Advice Letter 2764-E to implement D.05-11-005, and consistent with that decision, PG&E proposed to close its residential TOU rate schedule (E-7) to new customers. CAL SEIA filed comments opposing the advice letter on the grounds that the closure of Rate Schedule E-7 would have a negative impact on the financial viability of solar power in the state. PG&E responded that Advice Letter 2764-E was merely implementing a Commission decision, and that CAL SEIA should raise its concerns in PG&E's pending 2007 Phase 2 proceeding. Final tariffs for Schedules E-6 and EL-6 were filed in Advice 2810-E and Advice 2810-E-A. The Energy Division approved Advice Letter 2764-E by letter dated February 3, 2006, with the TOU provisions effective May 1, 2006. Final tariffs for Schedules E-6 and EL-6 under Advice 2810-E and Advice 2810-E-A were approved by Resolution E-4004 on September 21, 2006, confirming the May 1, 2006 effective date.

On November 6, 2006, PG&E requested an extension of the procedural schedule in its 2007 Phase 2 proceeding, which Administrative Law Judge Fukutome granted by written ruling on November 9. PG&E recognized that, in requesting the extension, it would be delaying a final decision on all the issues in Phase 2, including the issues previously raised by CAL SEIA in its protest to Advice Letter 2764-E. In order to mitigate the effects of such a delay in the final decision, PG&E discussed the possibility of temporarily reopening Rate Schedule E-7 with TURN and DRA (the two other signatories to the residential rate design settlement), as well as CAL SEIA, PV Now, and Vote Solar. CAL SEIA, PV Now and Vote Solar agree that such an interim effort is critical to ensure a beneficial option is available to solar customers during the pendency of the Phase 2 proceeding such that solar development and the related solar initiatives

are not hampered. The parties consequently agreed to seek approval to temporarily reopen Schedule E-7, subject to certain conditions.

Finally, on November 14, 2006, the Commission issued a Proposed Decision on implementation of Senate Bill (SB 1). As written, the Commission would require all solar generators receiving solar incentives to take service on an applicable TOU rate schedule effective January 1, 2007. This additional requirement, if adopted by the Commission, would suggest additional need for expediting the interim Schedules E-7 and EL-7 rate options: to ensure that customers who install new solar systems in early 2007 are able to elect the rate schedule most beneficial to them.

II. RELIEF REQUESTED

A. Schedules E-7 EL-7 Should Be Temporarily Reopened Pending A Final Decision In PG&E's 2007 Phase 2.

In order to mitigate the effects of a delay in the final decision in PG&E's 2007 Phase 2, the Joint Petitioners request that the Commission modify D.05-11-005 by adding the following additional Ordering Paragraph:

The Supplemental Residential Settlement (Appendix C) should be modified to allow PG&E to temporarily reopen Schedules E-7 and EL-7, subject to the following conditions:

- Schedules E-7 and EL-7 will be reopened only for new solar customers on an interim basis until a final decision is issued in Phase 2 of PG&E's 2007 GRC. Schedules E-7 and EL-7 will again be closed once the final decision is issued or once 5,000 new solar customers have enrolled on the reopened schedules, whichever occurs first.

- New solar enrollments on Schedules E-7 and EL-7 will be limited to a cumulative number of 5,000 customers. The revenue impact of allowing up to this number of new solar E-7 and EL-7 customers would be slightly less than \$1 million per year, as stated in the attached declaration of Philip Quadrini (Attachment A).
- New solar customers will be required to take TOU service on the rate adopted in PG&E's 2007 Phase 2 final decision once the Commission adopts that decision. Customers subscribing to Schedule E-7 or EL-7 during the interim period will be allowed to continue service on those rate schedules even after a final decision is issued in PG&E's 2007 Phase 2.
- Solar customers that have elected Schedule E-1 or E-6 (or their low income counterparts) prior to when Schedules E-7 and EL-7 become available on an interim basis are not "new" solar customers and will not be allowed to transfer to Schedules E-7 or EL-7. These customers, however, will be able to transfer from Schedule E-1 to the revised E-6 rate that should be available after a final decision is issued in PG&E's 2007 GRC Phase 2.
- New solar enrollments on Schedules E-7 and EL-7 will not be required to pay the TOU installation charge, as that was eliminated effective May 1, 2006, in d.05-11-005, but will be required to pay the higher ongoing TOU meter charge (on Schedule E-7 only). If PG&E's proposal is adopted, the ongoing TOU meter charge will be eliminated when AMI meters are installed for individual customers and used for billing.

B. The Commission Should Shorten The Time For Responses To This Petition And Should Waive The Time To Comment On A Proposed Decision Approving The Petition.

As discussed above, PG&E has consulted both of the other signatories to the residential rate design settlement. DRA does not oppose the relief requested, and TURN fully supports it. Moreover, the impact of granting the requested relief is *de minimis* in terms of PG&E's overall revenue requirement even as it advances the social good to be gained from supporting new solar customers' decisions to install solar systems. The Joint Petitioners are not aware of any party that does or would oppose this petition. Therefore, the Joint Petitioners request that the Commission shorten the time to respond to this petition from 30 days to 5 business days, as set forth in the accompanying Motion to Shorten Time.

The Joint Petitioners also agree to waive comments on the proposed decision pursuant to Rule 14.6 of the Commission's Rules of Practice and Procedure on grounds that time is of the essence for reopening Schedules E-7 and EL-7 for new solar customers. Specifically, prior to ruling on this petition, customers will need to decide whether to elect Schedule E-6 immediately or wait in anticipation of the Commission's approval of this petition. Therefore, the Joint Petitioners request that the Commission waive the time to comment on a proposed decision approving the petition, so that a final decision may be issued at the Commission's decision conference on December 14.

The Joint Petitioners have attached a draft Schedule E-7 tariff (Attachment B) that incorporates the elements of the Joint Petitioners' request. In order to expedite approval of the reopened Schedule E-7 and EL-7 tariffs and avoid potential customer confusion over the TOU tariff(s) that will be available for new solar customers who must take TOU service effective January 1, 2007 under the Proposed Decision incorporating Senate Bill 1 into Commission Decisions 06-01-024 and 06-08-028 in Rulemaking 06-03-004, the Joint Petitioners request that

the Commission approve the draft tariff attached to this petition in its decision. PG&E would then file an implementing advice letter, making Schedules E-7 and EL-7 effective at the start of the new year.

III. THIS PETITION IS BEING FILED AS EXPEDITIOUSLY AS POSSIBLE.

Rule 16.4 requires a petition for modification to be filed within one year of the effective date of the decision proposed to be modified or else include an explanation why the petition could not have been presented within one year. D.05-11-005 was issued November 18, 2005 and mailed three days later.

PG&E initiated discussions with parties about delaying the procedural schedule in its 2007 Phase 2 case in early November this year. When it became apparent that the solar parties would be affected by the potential delay, PG&E, TURN, and DRA convened two conferences with the solar parties to negotiate a mutually agreeable solution. The parties reach consensus on the proposal described in this petition for modification on November 16. This petition is being filed as expeditiously as possible in light of all these facts.

IV. CONCLUSION

WHEREFORE, for the reasons stated above, PG&E, TURN, CAL SEIA, PV Now, and Vote Solar respectfully request that (1) D.05-11-005 be modified to allow PG&E to temporarily reopen Schedules E-7 and EL-7 subject to certain conditions; and (2) the Commission shorten the time to file responses to this petition and reduce or waive the time to file comments on a proposed decision approving this petition. The Joint Petitioners further request the Commission act expeditiously on this petition and the attached draft tariff to allow Schedules E-7 and EL-7 to be reopened in time to be available to new solar customers effective January 1, 2007.

The Joint Petitioners have authorized PG&E's counsel to sign this document on their behalf.

Respectfully submitted,

By: /s/
ANN H. KIM

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On Behalf Of
PACIFIC GAS AND ELECTRIC COMPANY,
TURN, CAL SEIA, VOTE SOLAR AND PV NOW

Dated: November 22, 2006

Attachment A

**BEFORE THE PUBLIC UTILITIES COMMISSION
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U 39 M

Application No. 04-06-024

DECLARATION OF PHILIP QUADRINI

I, PHILIP QUADRINI, do declare:

I am a rates analyst in the Rates and Tariffs Electric Rates section at Pacific Gas and Electric Company. I have analyzed the revenue impact of reopening Pacific Gas and Electric Company's Schedule E-7 to up to 5,000 new solar customers. The annual revenue impact at present rates of service by 5,000 solar customers on Schedule E-7 rather than Schedule E-6 would be to decrease Pacific Gas and Electric Company's revenue collection by approximately 900,000 dollars on an annual basis.

I do affirm that the foregoing statement is true and correct to the best of my professional ability and belief.

Executed on November 22, 2006, at San Francisco, California.

/s/

PHILIP QUADRINI

Attachment B



SCHEDULE E-7—RESIDENTIAL TIME-OF-USE SERVICE

APPLICABILITY: This voluntary schedule is available to customers for whom Schedule E-1 applies. This schedule is closed to new customers except for new solar customers who take service on Schedule NEM on or after XXXXXXXX 1, 2007. It will be closed to all new NEM customers when a) PG&E's 2007 General Rate Case Phase 2 decision is implemented, or 2) when five thousand new solar customers have enrolled on the rate in the period starting January 1, 2007, whichever of a) or b) occurs first. (T)
(T)

The provisions of Schedule S—Standby Service Special Conditions 1 through 6 shall also apply to customers whose premises are regularly supplied in part (but not in whole) by electric energy from a nonutility source of supply. These customers will pay monthly reservation charges as specified under Section 1 of Schedule S, in addition to all applicable Schedule E-7 charges. See Special Conditions 10 and 11 of this rate schedule for exemptions to standby charges. (T)
(T)

Customers will be served under one of these rates under Schedule E-7. (T)

Rate W: Applies to customers who were on Rate W as of May 1, 2006. (T)

E-7: Applies to all other customers who are served under Schedule E-7 including all NEM customers who take service on this schedule on or after XXXXXXXX 1, 2007.

The meters required for this schedule may become obsolete as a result of electric industry restructuring or any other action by the California Public Utilities Commission. Additionally, time-of-use bill savings may be significantly reduced by the adoption of PG&E's proposals in future rate cases. Therefore, any and all risks of paying the required charges and not receiving commensurate benefits are entirely that of the customer.

TERRITORY: This rate schedule applies everywhere PG&E provides electric service. (T)

(Continued)



SCHEDULE E-7—RESIDENTIAL TIME-OF-USE SERVICE
(Continued)

RATES: Total bundled service charges are calculated using the total rates below. On-peak and off-peak usage is assigned to tiers on a pro-rated basis. For example, if twenty percent of a customer's usage is in the on-peak period, then twenty percent of the total usage in each tier will be treated as on-peak usage and eighty percent of the total usage in each tier will be treated as off-peak usage. Bundled service customers are billed the greater of the total minimum charge or the otherwise applicable total charge derived from total energy rates.

Customers receiving a medical baseline allowance shall pay for all usage in excess of 130 percent of baseline at rates applicable to usage from 131 percent through 200 percent of baseline. No portion of the rates paid by customers that receive a Medical Baseline allowance shall be used to pay the DWR Bond charge. For these customers, generation is calculated residually based on the total rate less the sum of: Transmission, Transmission Rate Adjustments, Reliability Services, Distribution, Public Purpose Programs, Nuclear Decommissioning, Competition Transition Charges (CTC), Energy Cost Recovery Amount, the Fixed Transition Amount (FTA), and the Rate Reduction Bond Memorandum Account (RRBMA).

Direct Access (DA) and Community Choice Aggregation (CCA) charges shall be calculated in accordance with the paragraph in this rate schedule titled Billing.

TOTAL RATES

Total Energy Rates (\$ per kWh)	PEAK	OFF-PEAK
Summer		
Baseline Usage	\$0.29372	\$0.08664
101% - 130% of Baseline	\$0.29372	\$0.08664
131% - 200% of Baseline	\$0.39369 (I)	\$0.18661 (I)
201% - 300% of Baseline	\$0.48610	\$0.27902
Over 300% of Baseline	\$0.53453 (I)	\$0.32745 (I)
Winter		
Baseline Usage	\$0.11472	\$0.08966
101% - 130% of Baseline	\$0.11472	\$0.08966
131% - 200% of Baseline	\$0.21469 (I)	\$0.18963 (I)
201% - 300% of Baseline	\$0.30710	\$0.28204
Over 300% of Baseline	\$0.35553 (I)	\$0.33047 (I)
Total Baseline Credit (\$ per kWh of baseline use)	\$0.01559	\$0.01559
Total Meter Charge Rate (\$ per meter per day)		
E-7	\$0.11532	
Rate W	\$0.03843	
Total Minimum Charge Rate (\$ per meter per day)	\$0.14784	

Total bundled service charges shown on customer's bills are unbundled according to the component rates shown below. Where the minimum charge applies with no usage, generation is calculated residually based on the total minimum charge less the sum of: Distribution, Transmission, Reliability Services, Public Purpose Programs, and Nuclear Decommissioning. Where the minimum charge applies with usage, the generation charge is calculated residually based on the total charge less the sum of: Transmission, Transmission Rate Adjustments, Reliability Services, Distribution, Public Purpose Programs, Nuclear Decommissioning, CTC, Energy Cost Recovery Amount, FTA, RRBMA and DWR Bond.

(Continued)



SCHEDULE E-7—RESIDENTIAL TIME-OF-USE SERVICE
(Continued)

UNBUNDLING OF TOTAL RATES

Meter Charge Rates: Meter charge rates provided in the Total Rate section above are assigned entirely to the unbundled distribution component.

Energy Rates by Component (\$ per kWh)	PEAK	OFF-PEAK
Generation:		
Summer		
Baseline Usage	\$0.13001 (R)	\$0.02691 (I)
101% - 130% of Baseline	\$0.13001 (R)	\$0.02691
131% - 200% of Baseline	\$0.20610 (I)	\$0.10301
201% - 300% of Baseline	\$0.27645	\$0.17337
Over 300% of Baseline	\$0.31332 (I)	\$0.21023 (I)
Winter		
Baseline Usage	\$0.04089 (R)	\$0.02841
101% - 130% of Baseline	\$0.04089 (R)	\$0.02841
131% - 200% of Baseline	\$0.11699 (I)	\$0.10451 (I)
201% - 300% of Baseline	\$0.18734	\$0.17486
Over 300% of Baseline	\$0.22420 (I)	\$0.21173 (I)
Distribution:**		
Summer		
Baseline Usage	\$0.12779 (I)	\$0.02381 (I)
101% - 130% of Baseline	\$0.12779	\$0.02381
131% - 200% of Baseline	\$0.15167	\$0.04768
201% - 300% of Baseline	\$0.17373	\$0.06973
Over 300% of Baseline	\$0.18529 (I)	\$0.08130 (I)
Winter		
Baseline Usage	\$0.03791 (I)	\$0.02533 (I)
101% - 130% of Baseline	\$0.03791	\$0.02533
131% - 200% of Baseline	\$0.06178	\$0.04920
201% - 300% of Baseline	\$0.08384	\$0.07126
Over 300% of Baseline	\$0.09541 (I)	\$0.08282 (I)
Baseline Credit (\$ per kWh of baseline use)	\$0.01559	\$0.01559
Transmission* (all usage)	\$0.00815 (R)	\$0.00815 (R)
Transmission Rate Adjustments* (all usage)	(\$0.00031)	(\$0.00031)
Reliability Services* (all usage)	\$0.00293	\$0.00293
Public Purpose Programs (all usage)	\$0.00625	\$0.00625
Nuclear Decommissioning (all usage)	\$0.00038	\$0.00038
Competition Transition Charges (all usage)	\$0.00462	\$0.00462
Energy Cost Recovery Amount (all usage)	\$0.00437	\$0.00437
Fixed Transition Amount (FTA) (all usage)	\$0.00684	\$0.00684
Rate Reduction Bond Memorandum Account (RRBMA)** (all usage)	(\$0.00216)	(\$0.00216)
DWR Bond (all usage)	\$0.00485	\$0.00485
Minimum Charge Rate by Component	\$ per meter per day	\$ per kWh
Distribution**	\$0.11729 (I)	—
Transmission*	\$0.01216 (R)	(\$0.00031)
Reliability Services*	\$0.00197	—
Public Purpose Programs	\$0.00278	—
Nuclear Decommissioning	\$0.00017	—
Competition Transition Charges	—	\$0.00462
Energy Cost Recovery Amount	—	\$0.00437
FTA	—	\$0.00684
RRBMA**	—	(\$0.00216)
DWR Bond	—	\$0.00485
Generation***	Determined Residually	

* Transmission, Transmission Rate Adjustments and Reliability Service charges are combined for presentation on customer bills.

** Distribution and RRBMA charges are combined for presentation on customer bills.

** Total rate less the sum of the individual non-generation components.

(Continued)



SCHEDULE E-7—RESIDENTIAL TIME-OF-USE SERVICE
(Continued)

**SPECIAL
CONDITIONS:**

1. **BASLINE RATES:** Baseline rates are applicable only to separately metered residential use. PG&E may require the customer to file with it a Declaration of Eligibility for Baseline Quantities for Residential Rates.
2. **BASLINE (TIER 1) QUANTITIES:** The following quantities of electricity are to be billed at the rates for baseline use (also see Rule 19 for additional allowances for medical needs):

BASLINE QUANTITIES (kWh PER DAY)

Baseline Territory*	Code B - Basic Quantities		Code H - All-Electric Quantities	
	Summer	Winter	Summer	Winter
	Tier I	Tier I	Tier I	Tier I
P	15.9 (C)	12.7 (C)	19.7 (C)	35.1 (C)
Q	8.2	12.6	11.2	23.1
R	17.6	12.1	22.7	32.6
S	15.9	12.5	19.7	32.3
T	8.2	9.8	11.2	20.2
V	8.8	10.5	15.4	26.4 (C)
W	18.9	11.3	26.6	29.2
X	11.9	12.6 (C)	12.0 (C)	23.1 (C)
Y	11.5	12.9	14.5	30.9
Z	8.5 (C)	11.1 (C)	13.3 (C)	31.5 (C)

3. **TIME PERIODS:** PEAK: 12:00 noon to 6:00 p.m. Monday through Friday
OFF-PEAK: All other hours
4. **ALL-ELECTRIC QUANTITIES (Code H):** All-electric quantities are applicable to service to customers with permanently-installed electric heating as the primary heat source. All-electric quantities are also applicable to service to customers of record as of November 15, 1984, to whom the former Code W (Basic plus Water Heating) lifeline allowance was applicable on May 15, 1984, and who thereafter maintain continuous service at the same location under this schedule.

If more than one electric meter services a residential dwelling unit, the all-electric quantities, if applicable, will be allocated only to the primary meter.

* The applicable baseline territory is described in Part A of the Preliminary Statement.

(Continued)



SCHEDULE E-7—RESIDENTIAL TIME-OF-USE SERVICE
(Continued)

SPECIAL
CONDITIONS:
(Cont'd.)

5. SEASONAL CHANGES: The summer season is May 1 through October 31 and the winter season is November 1 through April 30. Bills that include May 1 and November 1 seasonal changeover dates will be calculated by multiplying the applicable daily baseline quantity and rates for each season by the number of days in each season for the billing period.
6. ADDITIONAL METERS: If a residential dwelling unit is served by more than one electric meter, the customer must designate which meter is the primary meter and which is (are) the additional meter(s). Only the basic baseline quantities or basic plus medical allowances, if applicable, will be available for the additional meter(s).
7. COMMON-AREA ACCOUNTS: Common-area accounts that are separately metered by PG&E have a one-time option of switching to an applicable general service rate schedule by notifying PG&E in writing. Common-area accounts are those accounts that provide electric service to Common Use Areas as defined in Rule 1.

Accounts that switch to a general service tariff will have one, and possibly two, opportunities to return to a residential rate schedule. Please see Common-Area Accounts Section of General Service Schedules A-1, A-6, A-10, and E-19 for more details.

8. BILLING: A customer's bill is calculated based on the option applicable to the customer.

Bundled Service Customers receive supply and delivery services solely from PG&E. The customer's bill is based on the Total Rates and conditions set forth in this schedule.

Transitional Bundled Service Customers take transitional bundled service as prescribed in Rules 22.1 and 23.1, or take bundled service prior to the end of the six (6) month advance notice period required to elect bundled portfolio service as prescribed in Rules 22.1 and 23.1. These customers shall pay charges for transmission, transmission rate adjustments, reliability services, distribution, nuclear decommissioning, public purpose programs, the FTA (where applicable), the RRBMA (where applicable), the applicable Cost Responsibility Surcharge (CRS) pursuant to Schedule DA CRS or Schedule CCA CRS, and short-term commodity prices as set forth in Schedule TBCC.

(T)

(T)

(T)

(T)

Direct Access (DA) and Community Choice Aggregation (CCA) Customers purchase energy from their non-utility provider and continue receiving delivery services from PG&E. Bills are equal to the sum of charges for transmission, transmission rate adjustments, reliability services, distribution, public purpose programs, nuclear decommissioning, the FTA (where applicable), the RRBMA (where applicable), the franchise fee surcharge, and the applicable CRS. The CRS is equal to the sum of the individual charges set forth below. Exemptions to the CRS are set forth in Schedules DA CRS and CCA CRS.

(T)

|

(T)

(T)

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(T)

(Continued)



SCHEDULE E-7—RESIDENTIAL TIME-OF-USE SERVICE
(Continued)

SPECIAL
CONDITIONS:
(Cont'd.)

8. BILLING (Cont'd):

	DA CRS	CCA CRS	
Energy Cost Recovery Amount Charge (kWh)	\$0.00437	\$0.00437	
Power Charge Indifference Adjustment (per kWh)	(\$0.00458) (R)	\$0.01538	(T)
DWR Bond Charge (per kWh)	\$0.00485	\$0.00485	
CTC Charge (per kWh)	\$0.00462	\$0.00462	
Total CRS (per kWh)	\$0.00926 (R)	\$0.02922	

9. FIXED TRANSITION AMOUNT: Residential customers are obligated to pay a FTA, also referred to as a Trust Transfer Amount (TTA), as described in Schedule E-RRB and defined in Preliminary Statement Part AS. In addition, residential customers receive the benefit of the RRBMA rate.
10. SOLAR GENERATION FACILITIES EXEMPTION: Customers who utilize solar generating facilities which are less than or equal to one megawatt to serve load and who do not sell power or make more than incidental export of power into PG&E's power grid and who have not elected service under Schedule NEM, will be exempt from paying the otherwise applicable standby reservation charges.
11. DISTRIBUTED ENERGY RESOURCES EXEMPTION: Any customer under a time-of-use rate schedule using electric generation technology that meets the criteria as defined in Electric Rule 1 for Distributed Energy Resources is exempt from the otherwise applicable standby reservation charges. Customers qualifying for this exemption shall be subject to the following requirements. Customers qualifying for an exemption from standby charges under Public Utilities (PU) Code Sections 353.1 and 353.3, as described above, must take service on a time-of-use (TOU) schedule in order to receive this exemption until a real-time pricing program, as described in PU Code 353.3, is made available. Once available, customers qualifying for the standby charge exemption must participate in the real-time program referred to above. Qualification for and receipt of this distributed energy resources exemption does not exempt the customer from metering charges applicable to time-of-use (TOU) and real-time pricing, or exempt the customer from reasonable interconnection charges, non-bypassable charges as required in Preliminary Statement BB - *Competition Transition Charge Responsibility for All Customers and CTC Procurement*, or obligations determined by the Commission to result from participation in the purchase of power through the California Department of Water Resources, as provided in PU Code Section 353.7.
12. DWR BOND CHARGE: The Department of Water Resources (DWR) Bond Charge was imposed by California Public Utilities Commission Decision 02-10-063, as modified by Decision 02-12-082, and is property of DWR for all purposes under California law. The Bond Charge applies to all retail sales, excluding CARE and Medical Baseline sales. The DWR Bond Charge (where applicable) is included in customers' total billed amounts.

CERTIFICATE OF SERVICE BY ELECTRONIC MAIL

I, the undersigned, state that I am a citizen of the United States and am employed in the City and County of San Francisco; that I am over the age of eighteen (18) years and not a party to the within cause; and that my business address is Pacific Gas and Electric Company, Law Department B30A, 77 Beale Street, San Francisco, CA 94105.

I am readily familiar with the business practice of Pacific Gas and Electric Company for collection and processing of correspondence for mailing with the United States Postal Service. In the ordinary course of business, correspondence is deposited with the United States Postal Service the same day it is submitted for mailing.

On the 22nd day of November, I served a true copy of:

**PETITION FOR MODIFICATION OF D.05-11-005
TO TEMPORARILY REOPEN RATE SCHEDULES E-7 AND EL-7**

by electronic service to the e-mail addresses for:

The parties listed on the official service list for **A.04-06-024**, **A.06-03-005**, and **R.06-03-004**.

I certify and declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Executed on this 22nd day of November, 2006, at San Francisco, California.

/s/
RENE A. THOMAS

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ALJ Assigned: Maryam Ebke on July 12, 2006

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ALJ Assigned: Maryam Ebke on July 12, 2006

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[A0603005] Downloaded November 22, 2006, last updated on November 21, 2006

Commissioner Assigned: Rachelle B. Chong on March 16, 2006; **ALJ Assigned:** David K. Fukutome on March 16, 2006

[R0603004] Downloaded November 22, 2006, last updated on November 20, 2006

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CPUC DOCKET NO. A0603005-R0603004 CPUC REV 11-21-06

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Last Update on 12-OCT-2006 by: SMJ

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